

Effective 7/1/2015

Part 3

Cost-sharing Agreements

53-17-301 Cost-sharing agreements -- Deadlines -- Terms -- Reports -- Rulemaking.

- (1) An employer may elect to participate in the trust fund by:
 - (a) entering into a cost-sharing agreement with the commissioner under this section; and
 - (b) paying the cost-sharing rate determined by the board.
- (2)
 - (a) An employer that does not participate in the trust fund by entering into a cost-sharing agreement in accordance with this section, shall pay the full amount required under Subsection 53-17-201(1)(b)(i).
 - (b) Subject to the terms of the cost-sharing agreement, an employer that elects to participate in accordance with this section, and stays current with its payments, shall be considered to have paid the employer's full obligation under Subsection 53-17-201(1)(b)(i).
 - (c) An employer that elects to participate in accordance with this section and that does not stay current with its payments may not be covered from the trust fund.
- (3) An employer that elects to participate in the trust fund before July 1, 2017, shall be covered from the trust fund for a line-of-duty death that occurs on or after July 1, 2015.
- (4) If an employer does not elect to participate in the trust fund before July 1, 2017:
 - (a) the employer may elect to participate during an annual open enrollment period as established by the board; and
 - (b) the employer may not be covered from the trust fund for a line-of-duty death that occurs during a period of time when the employer is not a participant in the trust fund.
- (5) The commissioner shall:
 - (a) in consultation with the board, establish a form and language for a cost-sharing agreement required to use trust funds in accordance with this section;
 - (b) as directed by the board, assess the annual fee amount established by the board;
 - (c) prepare and submit to the governor and the Legislature, by October 1 of each year, an annual written report of the trust fund, including its balance, expenditures, and revenues, and the operations and activities of the board under this chapter; and
 - (d) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules to implement this chapter.

Amended by Chapter 261, 2016 General Session